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**RESPONSE UNDER 37 C.F.R.
§1.116 - EXPEDITED PROCEDURE -
EXAMINING GROUP 2133**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy J. Mousley

Examiner: Joseph D. Torres

Serial No: 10/701,540

Art Unit: 2133

Filed: November 5, 2003

Docket: PHB 34,266C (16860X)

For: CODING DEVICE AND
COMMUNICATION SYSTEM
USING THE SAME

Dated: April 6, 2005

Conf. No.: 8237

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. §1.116

Sir:

Responsive to the final Office Action dated February 24, 2005, Applicant respectfully requests that the Examiner reconsider the above-identified application in view of the following.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being transmitted by facsimile to the U.S. Patent and Trademark Office at 703-872-9306 on April 6, 2005.

Dated: April 6, 2005


Ralph F. Hoppin

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To: Joseph D. Torres**From:** Ralph F. Hoppin

ART UNIT: 2133

Fax: 703-872-9306**Pages:** (16) pages including cover sheet**Phone:****Date:** April 6, 2005

Re: U.S. Serial No. 10/701,540
Group Art Unit: 2133
Confirmation No: 8237
Docket No: PHB 34,266C (16860X)

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3. Response Under 37 C.F.R. §1.116

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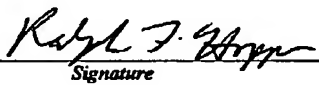
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Timothy J. Mousley		Docket No. PHB 34,266C (16860X)	
Application No. 10/701,540	Filing Date November 5, 2003	Examiner Joseph D. Torres	Group Art Unit 2133
Invention: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME			
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Timothy J. Mousley		Docket No. PHB 34,266C (16860X)	
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AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No.	
Applicant(s): Timothy J. Mousley				PHB 34,266C (16860X)	
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/701,540	November 5, 2003	Joseph D. Torres	23389	2133	8237
Invention: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	25 -	25 -	0	x \$50.00	\$0.00
INDEP. CLAIMS	4 -	4 -	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____</p> <p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP</p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
 Signature			Dated: April 6, 2005		
<p>Ralph F. Hoppin Registration No.: 38,494 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza, Suite 300 Garden City, New York 11530 (516) 742-4343</p>			<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p style="text-align: center;">(Date)</p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p>		
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P11LARGE/REV08

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No.									
Applicant(s): Timothy J. Mousley					PHB 34,266C (16860X)									
Application No. 10/701,540	Filing Date November 5, 2003	Examiner Joseph D. Torres	Customer No. 23389	Group Art Unit 2133	Confirmation No. 8237									
Invention: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME														
COMMISSIONER FOR PATENTS:														
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CLAIMS AS AMENDED														
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE									
TOTAL CLAIMS	25 -	25 -	0	x \$50.00	\$0.00									
INDEP. CLAIMS	4 -	4 -	0	x \$200.00	\$0.00									
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00									
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00									
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.														
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Ralph F. Hoppin Registration No.: 38,494 SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza, Suite 300 Garden City, New York 11530 (516) 742-4343			<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</td> </tr> <tr> <td style="width:50%; text-align: center;">(Date)</td> <td style="width:50%;"></td> </tr> <tr> <td colspan="2" style="text-align: center;">_____ Signature of Person Mailing Correspondence</td> </tr> <tr> <td colspan="2" style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</td> </tr> </table>				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____		(Date)		_____ Signature of Person Mailing Correspondence		_____ Typed or Printed Name of Person Mailing Correspondence	
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